

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

SHELIA ROUSE,

Plaintiff,

v.

No. 1:11-CV-1466

THOMAS DE LORENZO,
Defendant.

THOMAS J. McAVOY,
Senior United States District Judge

DECISION & ORDER

I. INTRODUCTION

This *pro se* action brought pursuant to 42 U.S.C. § 1983 was referred by this Court to the Hon. David R. Homer, United States Magistrate Judge, for a Report-Recommendation pursuant to 28 U.S.C. § 636(b) and Local Rule N.D.N.Y. 72.3(c). In his Report-Recommendation and Order, Magistrate Judge Homer recommended that Rouse's complaint be **DISMISSED**. Dkt. # 4. Rouse filed objections, dkt. # 4, and a supplement to her complaint and objections. Dkt. # 7.

II. DISCUSSION

When objections to a magistrate judge's report and recommendation are lodged, the district court makes a "de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made." See 28 U.S.C. § 636(b)(1)(C). After reviewing the report and recommendation, the Court may

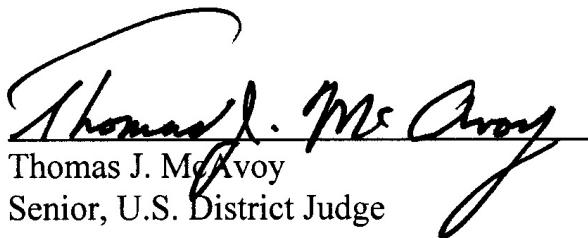
"accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate judge. The judge may also receive further evidence or recommit the matter to the magistrate judge with instructions." 28 U.S.C. § 636(b)(1)(C).

III. CONCLUSION

Having reviewed Plaintiff's objections and her supplement, the Court determines to adopt Magistrate Judge Homer's recommendation for the reasons stated in the Report-Recommendation and Order. Therefore, Plaintiff's complaint is **DISMISSED**.

IT IS SO ORDERED

Dated: December 10, 2012



Thomas J. McAvoy
Senior, U.S. District Judge